



United States Attorney
Southern District of New York

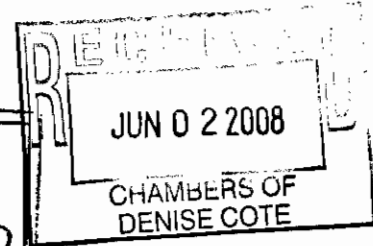
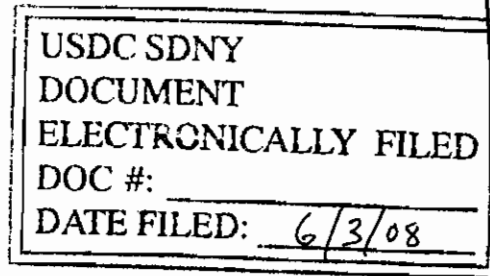
MEMO ENDORSED

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

June 2, 2008

BY HAND

The Honorable Denise L. Cote
United States District Court
Southern District of New York
United States Courthouse
500 Pearl Street, Room 1040
New York, New York 10007



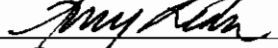
Re: United States v. Anthony Stepheney,
86 Cr. 546 (DLC)

Dear Judge Cote:

This matter is scheduled for a conference before Your Honor on June 12, 2008 at 10:30 a.m. to address two outstanding violation specifications, which allege that the defendant violated the terms of his probation. After further review, the Government has determined that the arrest warrant based on the two specifications was not issued before the expiration of the defendant's probation term. Accordingly, the Government and the United States Probation Office agree that the specifications should be dismissed. See 18 U.S.C. § 3565(c) (warrant or summons must be issued prior to expiration of probation term in order for court to retain jurisdiction over revocation proceedings).

Respectfully submitted,

MICHAEL J. GARCIA
United States Attorney

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cc: U.S. Probation Officer Donald J. Freeman (By Facsimile)
Sabrina P. Shroff, Esq. (By Hand)
Daniel Noble, Esq. (By Hand)

*The writ of habeas corpus and
prosecution for Anthony
Stepheney of 5/8/08 is vacated.
Denise Cote
June 3, 2008*

COPIES SENT TO:

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U.S. Probation Departmetn
Attn: Donald J. Freeman, USPO